IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 123 OF 1990

Azra Wife of Amin Makarem ...Plaintif

Versus

Nargis Riyasat Hussain Wasti

& Ors. ...Defendants

Mr. Jariwalla i/b. Thakore Jariwalla & Associates for Plaintiff.

Ms. Lata Bachani i/b. I.R. Joshi & Co. for Defendant No.1.

Ms. Azra Amin Makaram, Plaintiff in person present.

Ms. Nargis Riyasat Hussain Wasti defendant No.1 in person present.

Mr. Asad Riyasat Hussain Wasti, Defendant no.3 in person present.

CORAM: S.K. SHAH, J.

DATE: 3rd September,2004.

P.C.

1. The parties along with their respective Advocates are present in Court. They have filed Consent Terms. They agreed to the terms of the Consent Terms. Consent Terms are taken on record and marked "X" for identification.

2. Defendant No.2 has expired in 1997. The suit against Defendant No.2 is abated. The suit against Defendant No.4 is allowed to be withdrawn. The undertakings of Defendant No.1 contained in paras 3 and 4 of the Consent Terms are accepted.

3. Court Receiver stands discharged without passing accounts.

Suit is disposed of in terms of the Consent Terms. No order as to costs.

4. Court Fee be refunded as per Rules.

Certified copy expedited.

(S.K.SHAH,J.)